

NOV 16 2006

PATENT
Docket No. 59071US002IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): William BEDINGHAM et al.) Group Art Unit: 2856
Serial No.: 10/734,717) Examiner: Robert R. Raevis
Confirmation No.: 2357)
Filed: 12 December 2003)
For: VARIABLE VALVE APPARATUS AND METHODS

NOTICE OF APPEAL
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450
Sir:

11/17/2006 MWOLDGE1 00000059 134895 10734717
01 FC:1401 500.00 DA

Applicants hereby appeal to the Board of Appeals from the decision dated 17 July 2006, of the Primary Examiner rejecting claims 1-9 and 11-30 of the above-identified application under 37 C.F.R. §§1.113 and 1.191. Please charge Deposit Account No. 13-4895 in the amount of \$500.00 to cover the Notice of Appeal fee.

A one-month extension of time to respond to the final rejection was previously authorized on 24 October 2006. The PTO Deposit Account No. 13-4895 was charged in the amount of \$120.00 to cover the required fee. Please charge any additional fees or credit any over-payment to PTO Deposit Account No. 13-4895.

CERTIFICATE UNDER 37 C.F.R. 1.8:

The undersigned hereby certifies that this paper is being transmitted by facsimile in accordance with 37 CFR §1.6(d) to the Patent and Trademark Office, addressed to Mail Stop AF, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on this 16th day of November, 2006, at 2:45 p.m. (Central Time).

Signature: [Signature]Name: Rachael G. Gebhardt

Respectfully submitted
By
Mueeting, Raasch & Gebhardt, P.A.
P.O. Box 581415
Minneapolis, MN 55458-1415
Phone: (612)305-1220
Facsimile: (612)305-1228

16 NOV. 2006
Date

By: [Signature]
Kevin W. Raasch
Reg. No. 35,651
Direct Dial (612)305-1218